

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Prisons Department - NHRC – Case No. No.257/1/7/2009-10-JCD — Death of Convict Prisoner No.1242, Sri Bogga Shankarappa on 2-7-2009 at 7.30 AM at Osmania General Hospital, Hyderabad – NHRC recommended to pay an sum of Rs.3,00,000/- as monetary relief to the next kin of the deceased – Sanction accorded – Orders – Issued.

HOME (PRISONS-HRC) DEPARTMENT

G.O.RT.NO. 276

DATED:31-01-2013

Read the following:-

- 1.From the Joint Registrar (Law), National Human Rights Commission, New Delhi, Show Cause Notice dated 08-02-2012 in Case No. 257/1/7/2009-2010-JCD/UC.
- 2.From the Director General and Inspector General of Prisons and Correctional Services, A.P., Hyderabad, Letter No. Jud-3/818/ 2009, dated 02-04-2012.
- 3.Government Letter No. 4121/Pri.HRC/2012-3, dated 04-04-2012.
- 4.From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, Letter, dated 01/04-09-2012 in Case No. 257/1/7/2009-2010-JCD/UC.
- 5.From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, Letter, dated 23-01-2013 in Case No. 257/1/7/2009-2010-JCD/UC.

ORDER:

In the reference first read above, the National Human Rights Commission has issued Show Cause Notice u/s 18 of Protection of Human Rights Act, 1993 to the Chief Secretary, Government of Andhra Pradesh calling upon him to show cause as to why monetary relief should not be recommended to be paid to the next kin of the Convict Prisoner No.1242, Sri Bogga Shankarappa.

2. In the reference second read above, the Director General and Inspector General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad has furnished reply to the Show Cause Notice. Accordingly, the Government vide letter third read above has furnished the detailed report to the National Human Rights Commission for placing the same before the Commission.

3. In the reference fourth read above, the Hon'ble Commission has stated that if the prisoner had periodically been medically examined his ailment could have been diagnosed and treated easily and the life of the prisoner would have been saved which shows prima facie negligence on the part of jail officials, for which the State is liable and hence recommended the Government to pay a sum of Rs.3,00,000/- (Rupees three lakh only) as monetary relief to the next kin of the deceased Convict prisoner No.1242, Bogga Shankarappa and furnish proof of payment.

P.T.O

4. The Government after careful examination, hereby accord sanction for an amount of Rs.3,00,000/- (Rupees three lakh only) towards payment of compensation to the legal heir of the deceased Convict Prisoner No.1242, Bogga Shankarappa died on 02-07-2009 as directed by the National Human Rights Commission, New Delhi.

5. The amount sanctioned in para (4) above shall be met from provision available under the Head of Account "2056 Jails – 101. Jails – SH (04) Jails – 500 other charges -501 Compensation (Non Plan)".

6. The Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place at the disposal of the Collector & District Magistrate, Bidar, Karnataka State, for making payment to the legal heir of the Convict Prisoner No.1242, Bogga Shankarappa and submit the proof of payment by 14-01-2013.

7. The Director General of Prisons and Correctional Services Andhra Pradesh, Hyderabad, shall take necessary action accordingly.

8. This order issues with the concurrence of Finance (Exp.Home) Department, vide their UO No.26721/411/A2/Expr.Home/2012, dated:03-10-2012.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

M.CHAYA RATAN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Director General of Prisons and Correctional Services, A.P.,
Hyderabad.

The Director General of Prisons, Karnataka, Bangalore.

The Collector & District Magistrate, Bidar, Karnataka State.

The Joint Registrar (Law), National Human Rights Commission,
Faridkot House, Copernicus Marg, New Delhi.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Accountant General, (A&E), A.P., Hyderabad.

The Pay & Accounts Officer, Hyderabad.

Copy to:

The Principal Secretary to Government (Political),
General Administration Department.

The Finance (Exp.Home) Department.

The Finance (BG) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER